

57A 3216

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

YOSHIKAZU NAKAYAMA et al.

Serial No: 10/074,624

Filed: February 13, 2002

For: HEAT EMITTING PROBE AND HEAT
EMITTING PROBE APPARATUS

Art Unit: 2859

Examiner: Lydia M. Dejesus

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NOTICE OF APPEALCommissioner for Patents
P.O. Box 1450
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Dear Sir:

Applicant hereby appeals from the Examiner's rejection of Claims 1-8, all of the rejected claims in the Final Office Action issued on December 17, 2003 for the above-identified application. Please charge Deposit Account No. 11-1445 in the sum of \$165.00 to cover the Appeal fee.

Applicant further respectfully and retroactively requests a three-month extension of time to respond to the Final Office Action. Since Applicant requested a two-month extension of time with the Rule 116 Amendment filed on May 7, 2004 and paid the \$210.00 extension fee, please charge Deposit Account No. 11-1445 in the amount of \$265.00, which is the difference.

Please charge any costs incurred by or in order to implement this Appeal or any required requests for extensions of time to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,
KODA & ANDROLIABy: William L. Androlia
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 872-9306 on June 17, 2004.

William L. Androlia

Name

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Date